

JUN 15 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Attorney Docket No. DVME-1014USCON1

5 BOUCHER, CHARLES

Serial No. 10/058,622

Group Art Unit: 1631

10 Filed: January 28, 2002

Examiner: CHANNING MAHATAN

For: METHOD FOR EFFECTING COMPUTER IMPLEMENTED DECISION-SUPPORT IN
THE SELECTION OF THE DRUG THERAPY OF PATIENTS HAVING A VIRAL DISEASEAMENDMENT AFTER FINAL REJECTION15 Mail Stop AF
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

20 Sir:

This is a third response to the Final Rejection dated September 9, 2004 (hereinafter, "the Final Rejection"). A telephone interview was conducted on June 14, 2005, between applicant's representative, Examiner Mahatan and Supervisory Examiner Murphy. A Notice of Appeal was filed on March 9, 2005, and thus a petition for a two-month extension of time accompanies this amendment along with payment of the extension fee. No other fees are believed to be due in connection with this response. However, should it be determined that a fee is due, the Director is authorized to charge such fee to Deposit Account No. 50-0462.

30 A listing of claims begins on page 2 of this paper.

Remarks begin on page 8 of this paper.

35 CERTIFICATE OF FACSIMILE UNDER 37 C.F.R. §1.8

I certify that this document, along with any document referred to as being attached, is being sent via facsimile on June 15, 2005, under 37 C.F.R. §1.8 to the United States Patent and Trademark Office at facsimile no. 1-703-872-9306.

40 NATALIE SPRENTINO
Name of person signing documentNatalie Sprentino
Signature of person signing document

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THE SELECTION OF THE DRUG THERAPY OF PATIENTS HAVING A VIRAL DISEASESUBMISSION OF EVIDENCE AFTER INTERVIEW AND RESPONSE TO FINAL
REJECTIONMail Stop AF
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450RECEIVED
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Sir:

A personal interview was conducted on November 1, 2004, between applicant's
representative, Dr. Charles Boucher, Examiner Mahatan and Supervisory Examiner Woodward.
This response is being filed with leave of the Examiner to submit evidence discussed during the
interview. This response is being filed within two months of the issuance of the Final Rejection.
No fees are believed to be due in connection with this response. However, should it be determined
that a fee is due, the Director is authorized to charge such fee to Deposit Account No. 50-0462.
The following amendments and remarks are respectfully submitted.
A listing of claims begins on page 2 of this paper.
Remarks begin on page 8 of this paper.

CERTIFICATE OF FACSIMILE UNDER 37 C.F.R. §1.8

I certify that this document, along with any document referred to as being attached, is being sent via
facsimile on November 3, 2004, under 37 C.F.R. §1.8 to the United States Patent and Trademark Office at
facsimile no. 1-703-872-9306.

EDNA SCHMITZGER
Name of person signing document
Signature of person signing document